

Pursuant to Local Rules 7-11 and 79-5(d), Plaintiffs Thomas Fernandez, Lora Smith, and Tosha Thomas hereby move this Court for an Order permitting Plaintiffs to file portions of their Opposition to Defendants' Motions for Summary Judgment; and Declaration of Nina Wasow in Support Thereof, with attached documents, under seal. This application is made because Defendants designated certain materials as "confidential" under the terms of the Stipulated Protective Order entered March 16, 2007 (Docket No. 29).

Plaintiffs have electronically filed redacted versions of the above-referenced documents. Pursuant to Local Rule 79-5(d), Plaintiffs have also lodged unredacted versions of the above-referenced documents, with the sealable portions of the documents properly identified, with the Clerk of the Court. Plaintiffs have served Defendants with unredacted versions of the documents by overnight mail.

Because the Defendants designated certain information and documents confidential, they must lodge and serve a declaration and a proposed sealing order supporting this Motion within five days. Civil Local Rule 79-5(d). Should Defendants fail to provide a declaration and proposed sealing order within five days, the documents will be made public record in their entirety. *Id.*

Dated: July 10, 2008

Respectfully submitted,

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By: _____
/s/
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